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Defendants.

## ORDER

On August 29, after the instant motion had been filed, the Court granted Defendant's motion to dismiss Plaintiff's complaint and motion to strike her amended complaint. (ECF No. 40). Plaintiff subsequently filed a new amended complaint (ECF No. 43), on September 11, 2017. In light of the order dismissing Plaintiff's original complaint, the Court requires further briefing before it can make a determination on the subpoena's validity under the operative complaint. Given that the subpoena notices depositions for September 29, 2017, the Court will stay the depositions until the pending motion to quash is resolved.

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1 IT IS THEREFORE ORDERED that Defendant may file a supplement to its motion to quash  
2 taking into account Plaintiff's amended complaint, to be filed no later than September 25, 2017.  
3 Plaintiff may file a supplemental response within 10 days of Defendant's supplement.

4 IT IS FURTHER ORDERED that the depositions of Michael Wheat and Tom Stahl are  
5 STAYED pending the Court's resolution of the motion to quash.

6 DATED: September 13, 2017

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9 C.W. Hoffman, Jr.  
United States Magistrate Judge  
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